

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

LANTZ DAY,)	
)	
Plaintiff,)	
)	
v.)	Case No. 1:15-cv-1477-TSE-MSN
)	
CITY OF FREDERICKSBURG, et al.,)	
)	
Defendants.)	
)	

STIPULATION OF PARTIAL DISMISSAL

COMES NOW Plaintiff Lantz Day, by counsel, and pursuant to Federal Rule of Civil Procedure 41(a)(ii), hereby voluntarily dismisses with prejudice the following from his Complaint:

1. Any and all claims against the City of Fredericksburg for punitive damages; and
2. Any claim against Joseph Young *in his official capacity*; and
3. Any claim indicating that Plaintiff seeks a 14th Amendment standard on Count 1; and
furthermore
4. Plaintiff voluntarily dismisses Count I with respect to all Defendants *except* Joseph Young.

It is further stipulated that each party shall bear their own attorneys' fees and costs as to these dismissed claims. This action shall continue to proceed as to all Counts with the exception of those matters explicitly dismissed above.

ENTERED this ___ day of _____ 2016

T.S. Ellis, III
United States District Judge

We ask for this:

_____/s/
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